

**REGARDING APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Atty. Docket No. 98-15 D1

Appln. No.: 10/623,328

Filed: July 18, 2003

Inventor(s): LATTNER et al.

Examiner: Thomas, J.

Group Art Unit: 3272

Conf. No.: 3709

Title: Intraoral Electromuscular Stimulation Device and Method

Sir:

**Notice of Appeal:**

- ☒ Applicant hereby appeals to the Board of Patent Appeals and Interferences under 37 C.F.R. § 41 from the decision of the Examiner dated, September 28, 2007, rejecting the following claims: 43-58 and 60.

The fee for this Notice of Appeal is (37 C.F.R. § 41(b)(1)) \$ 510.00☐ **Brief on Appeal:**

Applicant hereby submits a Brief on appeal in this application.

The fee for this Brief is (37 C.F.R. § 41(b)(2)) \$ \_\_\_\_\_

☐ **Oral Hearing:**Applicant respectfully requests an oral hearing under 37 C.F.R. § 1.194(b).  
(due two months after Examiner's Answer - unextendable)

The fee for this Oral Hearing is (37 C.F.R. § 41(b)(3)) \$ \_\_\_\_\_

☐ **Reply Brief:**

- ☐ Applicant hereby submits, in triplicate, a Reply Brief on appeal in this application.  
(due two months after Examiner's Answer - unextendable)

- ☒ Authorization to charge the indicated fees to the Applicant's credit card has been provided herewith.
- ☒ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0558.
- ☒ A petition for an extension of time under 37 C.F.R. § 1.136(a) is enclosed.

I am the: ☐ assignee of record of the entire interest. ☐ applicant.☒ attorney or agent of record.☐ attorney or agent acting under 37 C.F.R. § 1.34(a), Registration No. \_\_\_\_\_

February 15, 2008

Date

724-387-4455

Telephone No.



Signature

Richard J. Coldren

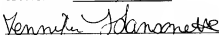
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44,084

Reg. No.

**CERTIFICATE OF AUTHORIZATION/ELECTRONIC FILING**

This paper (along with any referred to as being attached or enclosed) is being electronically filed with the U.S. Patent and Trademark Office by the below-named person under the authority of the undersigned agent/attorney of record on February 15, 2008.

  
Jennifer L. Sansonetti